

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: People of MI v Brian Keith Posey

Docket No. 286765

L.C. No. 07-008385-01-FC

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The motion to waive fees is GRANTED for this case only.

On the Court's own motion, the delayed application for leave to appeal from the February 8, 2008 order denying appellant's motion for resentencing is DISMISSED. This order is challenged in the delayed application for leave to appeal that was filed by appellant's attorney in No. 286824. Appellant is not permitted to file a separate pleading challenging the same order while he is represented by counsel, except under Administrative Order 2004-6, Standard 4, which does not apply on these facts.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 29 2009

Date

Sandra Schultz Mengel
Chief Clerk